

Application No. 09/345,223
Supplemental Amendment "C" dated February 17, 2006

REMARKS

This Supplemental Amendment is being filed for consideration with the appeal of the present case, as instructed by the Examiner, rather than having the amendments entered by Examiner's Amendment.¹ This amendment is being filed prior to the filing of the appeal brief in accordance with existing rules,² to fix typographical errors that were previously unidentified prior to the filing of the appeal and to place the claims in better form for consideration on appeal.

It is respectfully requested that this amendment be entered inasmuch as it does not introduce any new issues, present new matter or present additional claims.

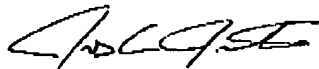
The only claim being amended by this paper is claim 14. The amendments change two instances of the term 'summary' to 'template', to promote consistency with the other the claim language recited in claim 14 as well as the other claims.

In view of the foregoing, Applicant respectfully requests that the amendments to claim 14, shown above, be entered and considered in conjunction with the appeal, so as to remove any ambiguity that might otherwise result from the typographical errors if the typographical errors were to remain uncorrected.

In the event that the Examiner finds remaining impediment to a prompt allowance of this application that may be clarified through a telephone interview, the Examiner is requested to contact the undersigned attorney.

Dated this 17 day of February, 2006.

Respectfully submitted,



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¹ The Examiner indicated in a conversation with Jens C. Jenkins on February 16, 2006 that the amendments reflected above could not be entered by an Examiner's Amendment at this time and that they would need to be entered by a formal amendment such as this.

² Rule 41.33 governs "Amendments . . . after appeal." 41.33(a) states that "Amendments filed after the date of filing an appeal and prior to the date a brief is filed may be admitted as provided in 1.116 [amendment after final--presenting rejected claims in better form for consideration on appeal]." This is confirmed in MPEP 1206, indicating that "Amendments should not be included in the appeal brief. Amendments should be filed as separate papers." See also MPEP 1207.